

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MERCK & CO., INC.,
Plaintiff,
v.
TEVA PHARMACEUTICALS
U.S.A., INC.,
Defendant.

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: Civil Action No. 04-939-JJF
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THE PROCTOR & GAMBLE COMPANY,
Plaintiff,
v.
TEVA PHARMACEUTICALS
U.S.A., INC.,
Defendant.

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: Civil Action No. 04-940-JJF
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O R D E R

WHEREAS, Defendant, Teva Pharmaceuticals U.S.A., Inc.
seeks to consolidate Civil Action 04-939 and 04-940;

IT IS HEREBY ORDERED that:

- 1) Teva shall submit a memo setting forth the
advantages and disadvantages of consolidation by **March 8, 2005**;
- 2) Plaintiff shall submit their separate memoranda by
March 15, 2005.

March 3, 2005
DATE


UNITED STATES DISTRICT JUDGE